

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

JERALD OSCAR WICKS,

Plaintiff,

FILE NO. 2:08-CV-77

v.

HON. ROBERT HOLMES BELL

JOHN RUBITSCHUN et al.,

Defendants.

_____ /

JUDGMENT

In accordance with the Opinion entered this date,

IT IS ORDERED that Plaintiff's objections (docket ##13, 14) to the Report and Recommendation of the Magistrate Judge are **GRANTED** and the Report and Recommendation of the Magistrate Judge is **REJECTED IN PART AND ACCEPTED IN PART**.

IT IS FURTHER ORDERED that Plaintiff's claims against Defendants McQueary and Krick are **DISMISSED WITH PREJUDICE** and judgment is hereby entered against Plaintiff and in favor of Defendants McQueary and Krick.

IT IS FURTHER ORDERED that Plaintiff's claims for monetary relief against Defendants Rubitschun, Quinlan, Braddock, DeBoer and Hardman are **DISMISSED WITH PREJUDICE**.

IT IS FURTHER ORDERED that Plaintiff's claims for declaratory relief against Defendants Rubitschun, Quinlan, Braddock, DeBoer and Hardman are **DISMISSED WITHOUT PREJUDICE**.

IT IS FURTHER ORDERED that the Court finds a good-faith basis for appeal exists within the meaning of 28 U.S.C. § 1915(a)(3). *See McGore v. Wrigglesworth*, 114 F.3d 601, 611 (6th Cir. 1997).

Dated: July 6, 2009

/s/ Robert Holmes Bell
ROBERT HOLMES BELL
UNITED STATES DISTRICT JUDGE